

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of	)	
	)	
<b>REICHERT et al.</b>	)	Art Unit: <b>1797</b>
	)	
Application No. <b>09/973,557</b>	)	Examiner: <b>Lore Janet Ramillano</b>
	)	
Filing Date: <b>October 10, 2001</b>	)	Confirmation No.: <b>7868</b>
	)	
For: <b>INTEGRATED OPTIC WAVEGUIDE</b>	)	
<b>IMMUNOSENSOR</b>	)	

**TERMINAL DISCLAIMER**

**Mail Stop AMENDMENT**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Ballard Spahr Andrews & Ingersoll, LLP  
Customer Number 23859  
  
December 11, 2008

The University of Utah Research Foundation (hereinafter "UURF") is assignee of the entire right, title and interest in U.S. Application Serial No. 09/973,557, which is a continuation of U.S. Application Serial No. 09/412,731, now U.S. Patent No. 6,350,413, which is a continuation of U.S. Application Serial No. 08/961,827, now U.S. Patent No. 5,961,924, which is a continuation of U.S. Application Serial No. 08/393,450 now U.S. Patent No. 5,814,565; as shown by the assignment recorded at the U.S. Patent and Trademark Office on March 1, 1996 at Reel 07826, Frame 0668. UURF is also the assignee of the entire right, title, and interest in and to U.S. Application Serial No. 08/705,893, filed August 28, 1996, now U.S. Patent No. 5,832,165.

UURF hereby disclaims, except as provided below, the terminal part of any patent granted on the above-identified application, which would extend beyond the expiration date of the full statutory term of U.S. Patent No. 5,832,165, and hereby agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to U.S. Patent No. 5,832,165. This

agreement to run with any patents granted on the above-identified application and to be binding upon the grantee, its successors or assigns.

In making the above disclaimer, UURF does not disclaim any terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. § 154 to 156 and 173 of U.S. Patent No. 5,832,165, as presently shortened by any terminal disclaimer, in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

An electronic payment authorizing payment in the amount of \$70.00 representing the fee under 37 C.F.R. 1.20(d) small entity is enclosed. This amount is believed to be correct, however, the Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 14-0629.

The undersigned is an attorney-of-record and is empowered to act on behalf of UURF.

Respectfully submitted,

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